

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

BOBETTE J. MORIN,

Plaintiff,

vs.

5:07-cv-517
(DNH/ATB)

HON. JAMES C. TORMEY, et al.,

Defendants.

WILLIAM D. FRUMKIN, ESQ., Attorney for Plaintiff
CHARLES J. QUACKENBUSH, AAG, Attorney for Defendants

ANDREW T. BAXTER, United States Magistrate Judge

ORDER

Various discovery-related motions and other matters have been referred to this court for decision, pursuant to 28 U.S.C. § 636(b)(1)(A) and Local Rules N.D.N.Y. 72.3(a), by the Honorable David N. Hurd, United States District Judge (Dkt. Nos. 115, 123, 149, 150, 166).

WHEREFORE, for the reasons set forth by this court on the record during the telephone conference conducted on February 1, 2010, it is **HEREBY**:

ORDERED that Defendant's motion for contempt sanctions under Fed. R. Civ. P. 45(e) (Dkt. No. 115) is **DENIED**; and it is

ORDERED that Defendant's letter motion regarding plaintiff's response to Defendants' Third Interrogatories (Dkt. No. 123) is terminated, without prejudice, as moot; and it is

ORDERED that, with respect to the matter relating to possible sanctions (Dkt.

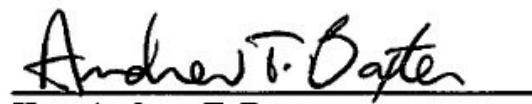
No. 149):

- (a) counsel for the Defendants is directed to file, on or before February 16, 2010, a memorandum of law and affidavit, not to exceed 12 pages in total, per the directions provided by this court during the telephone conference on February 1, 2010;
- (b) counsel for the Plaintiff is directed to file, on or before February 25, 2010, a responsive memorandum of law and affidavit, not to exceed 8 pages in total, per the directions provided by this court during the telephone conference on February 1, 2010; and it is

ORDERED that Plaintiff's Motion to compel payment of expert witness fees by defendants (Dkt. No. 150) is **GRANTED IN PART**, in that Defendants are directed to pay an expert fee of \$250 to Claire Howard on or before February 19, 2010; and it is

ORDERED that Plaintiff's letter request dated July 23, 2009 (Dkt. No. 166) is **GRANTED IN PART**, in that the Clerk of the Court is directed to remove copies of the document filed on CM-ECF by Defendants as Dkt. Nos. 115-11 and 158-4 because a copy of said document is filed, under seal, as Dkt. No. 164.

Dated: February , 2010


Andrew T. Baxter
Hon. Andrew T. Baxter
U.S. Magistrate Judge